

SEALED

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

RICHARD M. SCAIFE,

Plaintiff

v.

MARGARET R. SCAIFE,

Defendant.

FAMILY DIVISION

Case No. FD 06-002384-001

ORIGINAL

DEFENDANT'S COUNTER-AFFIDAVIT UNDER § 3301(d) OF THE DIVORCE CODE

Filed on behalf of Defendant:
MARGARET R. SCAIFE

Counsel for this party:

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and

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ALLEGHENY COUNTY

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IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

RICHARD M. SCAIFE,)	FAMILY DIVISION
)	
Plaintiff)	
)	
v.)	Case No. FD 06-002384-001
)	
MARGARET R. SCAIFE,)	
)	
Defendant)	

DEFENDANT'S COUNTER-AFFIDAVIT UNDER § 3301(d) OF THE DIVORCE CODE

1. Check either (a) or (b):

- (a) I do not oppose the entry of a divorce decree.
- (b) I oppose the entry of a divorce decree because (Check (i), (ii) or both):
 - (i) The parties to this action have not lived separate and apart for a period of at least two years.
 - (ii) The marriage is not irretrievably broken.

2. Check either (a) or (b):

- (a) I do not wish to make any claims for economic relief. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.
- (b) I wish to claim economic relief which may include alimony, division of property, lawyer's fees or expenses or other important rights.

I understand that in addition to checking (b) above, I must also file all of my economic claims with the Prothonotary in writing and serve them on the other party. If I fail to do so before the date set forth on the Notice of Intention to Request Divorce Decree, the divorce decree may be entered without further notice to me, and I shall be unable thereafter to file any economic claims.

I verify that the statements made in this counter-affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 3/1/07

Margaret R. Scaife
Margaret R. Scaife, Defendant

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)	
Plaintiff)	
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v.)	Case No. FD 06-002384-001
)	
MARGARET R. SCAIFE,)	
)	
Defendant)	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Defendant's Counter-Affidavit Under § 3301(D) of The Divorce Code was served upon Counsel for Plaintiff on March 5, 2007 by First Class Mail at the address below:

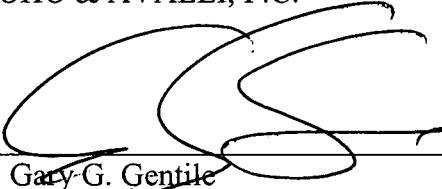
Reid B. Roberts, Esquire
Strassburger, McKenna, Gutnick & Potter, PC
Four Gateway Center
444 Liberty Avenue, Suite 2200
Pittsburgh, PA 15219

and

H. Yale Gutnick, Esquire
Strassburger, McKenna, Gutnick & Potter, PC
Four Gateway Center
444 Liberty Avenue, Suite 2200
Pittsburgh, PA 15219

GOLDBERG, GRUENER, GENTILE,
HORHO & AVALLI, P.C.

By: _____



Gary G. Gentile
Attorney for Defendant, Margaret R. Scaife